

JANUARY 10, 2012

PORT ST. JOE, FLORIDA

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Bill Williams, Vice Chairman Tan Smiley, and Commissioners Carmen L. McLemore, Ward McDaniel, and Warren J. Yeager, Jr.

Others present were: County Attorney Jeremy Novak, Clerk Rebecca L. Norris, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Deputy Administrator Brett Lowry, Building Official Lee Collinsworth, E.D.C./Chamber Director Barry Sellers, Gulf County E.M.S. Director Houston Whitfield, Gulf County Extension Agent Roy Lee Carter, Mosquito Control Director Mark Cothran, Planner David Richardson, Preble-Rish Engineer Clay Smallwood, Public Works Director Joe Danford, Sheriff Joe Nugent, and T.D.C. Director Tim Kerigan.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Clerk Norris opened the meeting with prayer, and Chairman Williams led the Pledge of Allegiance to the Flag.

CHAIRMANSHIP

Commissioner Williams assumed the seat as Chairman stating it had been an honor to serve with outgoing Chairman Yeager; noting he had done an excellent job as the Chair.

CONSENT AGENDA

Upon motion by Commissioner McDaniel, second by Commissioner Yeager, and unanimous vote, the Board approved the Consent Agenda after removal of pages 20-22 and 26-30 of item #5, and item #6 (pages 31-41) as follows:

1. Approval of Checks and warrants for December, 2011 which are incorporated herein by reference, pursuant to Chapter 136.06 F.S.
2. Agreement – FL Department of Corrections (Inmate Dog Obedience Program)
3. Change Order #5 – Bryan-Co Services, Inc. (C.D.B.G. Disaster Recovery

Initiative Affordable Rental Housing * Moss Creek)

Change Order #6 – Bryan-Co Services, Inc. (C.D.B.G. Disaster Recovery Initiative Affordable Rental Housing * Pine Ridge)

Change Order #12 – Bryan-Co Services, Inc. (C.D.B.G. Disaster Recovery Initiative Affordable Rental Housing * Liberty Manor)

Change Order #4 – C.W. Roberts Contracting, Inc. (Cape San Blas Shard Use Path Phase III * Increase \$3,500.00)

4. Community Service Hours (Permission for Juvenile Offenders to Perform Community Service Hours at Gulf County E.M.S.)

5. Invoices – Bryan-Co Services, Inc. – C.D.B.G.-D.R.I. Affordable Rental Housing * Moss Creek Apartments * Application #3 * \$4,047.50 * to be paid from Account #113554-34000)

- Bryan-Co Services, Inc. – C.D.B.G.-D.R.I. Affordable Rental Housing * Pine Ridge Apartments * Application #4 * \$14,616.50 * to be paid from Account #113554-34000)

- Bryan-Co Services, Inc. – C.D.B.G.-D.R.I. Affordable Rental Housing * Liberty Manor Apartments * Application #2 * \$26,451.40 * to be paid from Account #113554-34000)

DELETE- Coast2Coast Printing & Promotions, Inc. - Gulf County Visitors Guide (Invoice #7139 * \$31,895.00 * to be paid from Account #27452-48000)

- County Attorney Jeremy Novak (December 6-31, 2011 * \$8,833.27 * to be paid from Account #21314-31100)

DELETE- From The Heart Music Hour – (T.D.C. Event * April 6-8, 2012 * Invoice #71 * \$13,250.00 * to be paid from Account #BP327452-48001)

DELETE- Nick Honachefsky – Saltwater Fishing Article in 2012 Gulf County Visitor Guide (Invoice * \$316.40 * to be

paid from Account #27452-48000)

****DELETE****- Ramsey's Printing & Office – New Years Twice Posters (Invoice #042285 * \$93.90 * to be paid from Account #BP327452-48001)

6. ****DELETE****T.D.C. Invoices – Kerigan Marketing Associates (Invoice #6151 * \$7,361.00 * to be paid from Account #BP3 27452-49202)

****DELETE****- Kerigan Marketing Associates (Invoice #6161 * \$359.00 * to be paid from Account #BP3 27452-49203)

****DELETE****- Gulf County Chamber of Commerce (\$1,411.13 * to be paid from Account #27452-83000)

****DELETE****- Gulf County Chamber of Commerce (Invoice #11-089 * \$4,500.00 * to be paid from Account #27452-83000)

****DELETE****- St. Joseph Bay Golf Club (Sponsorship * \$4,000.00 * to be paid from Account #27452-83000)

****DELETE****- Ramsey's Printing & Office (Invoice #042369 * \$262.00 * to be paid from Account #BP3 27452-48000)

****DELETE****- Gulf County Chamber of Commerce (Invoice #11-058 * \$20,000.00 * to be paid from Account #BP 27452-48000)

(End)

PUBLIC HEARING – ORDINANCE – 5 YEAR CAPITAL IMPROVEMENT SCHEDULE

Pursuant to advertisement to hold the first public hearing to consider adoption of a proposed ordinance for the Five (5) Year Capital Improvement Schedule, County Attorney Novak read the proposed ordinance by title, as follows: **Insert the title as read here.** Chairman Williams called for public comment. There being no public comment,

Commissioner Yeager motioned to proceed to the 2nd public hearing on January 24, 2012. Commissioner McDaniel seconded the motion, and it passed unanimously.

PUBLIC HEARING – P.D.R.B. RECOMMENDATIONS (DECEMBER 19, 2011)

The Board then considered the following recommendation from the December 19, 2011 meeting of the Planning & Development Review Board:

VARIANCE APPLICATION – NED HARMAN

Pursuant to advertisement to hold a public hearing to consider a variance application for Ned Harman (Parcel ID #06314-075R) at Cape San Blas, County Attorney Novak read the public hearing notice and called for public comment. There being no public comment, Commissioner Yeager motioned to deny the variance application for the replacement of an existing four foot dune walkover with a six foot dune walkover for handicap accessibility. Commissioner Smiley seconded the motion for discussion. Upon inquiry by Commissioner Yeager, Planner Richardson stated D.E.P. does not allow this width for a walkover. The motion then passed unanimously.

GULF COUNTY E.M.S. YEARLY REPORT

Gulf County E.M.S. Director Whitfield presented and discussed the yearly activities report for Gulf County E.M.S. for 2011. Commissioner Yeager commended E.M.S. Director Whitfield for doing a great job in turning the E.M.S. department around, noting these improvements have had a direct positive impact to the tax payers. E.M.S. Director Whitfield reported the runs have steadily increased from fiscal year 2008 to fiscal year 2011 on both the North and South end of the County. Mr. Whitfield noted the number of full-time employees (7), and part-time medics and E.M.T.'s. E.M.S. Director talked about the community service provided throughout the County. Mr. Whitfield commended his staff and volunteers, and welcomed input from the Board for improvement. Commissioner's McLemore and Yeager both commended Mr. Whitfield. Chairman Williams discussed the non-emergency transports, stating he would like to have the budget committee review the non-emergency transport component, possibly outside contracts that could work with our E.M.S. on non-emergency transports.

E.M.S. BILLING

Commissioner McDaniel reported he received several calls concerning E.M.S. billing, stating there are some issues with this. Ed Doyle appeared before the Board and gave a brief overview of his military and civilian career. He stated he tried to reach the Veterans' Service Officer in the Wewahitchka Courthouse and has been unable to reach him in Wewahitchka or Port St. Joe concerning an issue with his E.M.S. bill. He reported he was transported by E.M.S. on September 8, 2011; Medicare was not filed until December 14, 2011, and his supplemental insurance, TriCare for Life, has never been filed; stating he received a bill for this service on January 9, 2012 for the full amount.

Mr. Doyle suggested the Board consider having the Veteran's Service Officer available in the North end of the County once a week, and have someone in the State of Florida do the billing; providing jobs to Gulf County and Florida residents. Commissioner McDaniel stated he will review and get back with Mr. Doyle concerning these issues. Upon inquiry by Chairman Williams, Chief Administrator Butler noted the Veteran's Service Officers hours and travel allowance were reduced due to budget cuts around 15 months ago. Deputy Administrator Lanier reported Veterans Service Officer Kennedy meets with individuals in Wewahitchka if residents call and schedule an appointment. Chairman Williams directed E.M.S. Director Whitfield to speak with the billing agency about what type of quality assurance program they have. Upon inquiry by Commissioner Yeager concerning the terms of the contract, Deputy Administrator Lanier stated she thought the contract was for a 3-year term.

INVOICE – COUNTY ATTORNEY

Clerk Norris brought to the Board's attention item #5 (page 25) of the Consent Agenda, stating there is an addition error on the invoice, and requested approval of the corrected amount of \$7,405.85. Commissioner Smiley motioned to approve this request. Commissioner McLemore seconded the motion, and it passed unanimously.

COUNTY PROBATION CONTRACT AND LEASE

County Attorney Novak reported the County Probation Contract (bid #1112-03) and lease (at Sheriff's substation) between the County and Florida Probation Service LLC have been executed and provided to the Clerk.

POLICY - LIMITED MAINTENANCE AGREEMENT – PUBLIC WORKS DEPARTMENT

County Attorney Novak presented the Board with a proposed Limited Maintenance Agreement Policy for consideration. He explained the proposed limited maintenance agreement and form will standardize the process, as recommended by Chief Administrator Butler. County Attorney Novak noted it is a Release of Liability, Hold Harmless, and Indemnification for any type of remedial work done on private property by the Public Works Department. Commissioner Yeager motioned to adopt the policy and form. Commissioner McLemore seconded the motion, and it passed unanimously.

POLICY - CODE ENFORCEMENT – LIEN PROCESS

County Attorney Novak reported on the Code Enforcement process at 8181 Williams Street, stating the property has been cleaned up per Special Master Grover's Order, noting the Order gave the County the authority to institute a lien on the property following the completion of the work. County Attorney Novak stated Code Enforcement Officer Aiken did a great job tracking the costs, which amounts to \$7,734.00.

County Attorney Novak recommended adoption of a proposed Policy for the lien process. Commissioner Yeager motioned to adopt this policy, as recommended by Attorney Novak. Commissioner McLemore seconded the motion, and it passed unanimously.

S.H.I.P. – HABITAT FOR HUMANITY – WILLIAMSBURG PARCELS

County Attorney Novak updated the Board on the S.H.I.P. strategies and progress with past projects, stating the Board previously approved the strategy regarding the two (2) Williamsburg lots (Lots 5 and 6, Block B of Williamsburg Subdivision), noting there is a Deed from Habitat for Humanity back to the County on those two parcels that were acquired with S.H.I.P. funds. County Attorney Novak reported the Deed has been provided to the Clerk and recorded in the Official Records. He stated the S.H.I.P. funds now need to be transferred from the County back to the S.H.I.P. Trust Fund and requested approval for this transaction. Commissioner McLemore motioned to approve this request. Commissioner Smiley seconded the motion, and it passed unanimously.

COUNTY DETENTION FACILITY – AMTEL CONTRACT/ADVERTISE FOR RFP

County Attorney Novak reported on the County Detention Facility's contract with AmTel/ATN, Inc. (telephone), stating the contract will expire in March, 2012 and requested to advertise for RFP's with a five year expiration. Commissioner Yeager motioned to approve this request. Commissioner McDaniel seconded the motion, and it passed unanimously. Jail Administrator Hammond reported this will be at no cost to the County, stating the cost are born by the inmates. Mr. Hammond noted they may not choose the cheapest one, but the one that will work best for he and the Sheriff's office.

NORTH FLORIDA CHILD DEVELOPMENT – LEASE

County Attorney Novak reported they (he, Chief Administrator Butler, and Commissioner Yeager) met with the Executive Director of North Florida Child Development, stating an extensive ledger of expenses of the Wewahitchka Courthouse have been provided to Executive Director Sharon Gaskin for review and they hope to have a presentation for the Board at the January 24th meeting.

P.D.R.B. APPOINTMENTS

County Attorney Novak discussed the P.D.R.B. vacancies, stating they have introduced an application, to be revised to address the Sunshine component and training requirements, and will place it on the county website. Upon inquiry by Chairman Williams concerning having enough members for a forum, Planner Richardson stated there are currently four (4) members, which is better than it has been.

INSURANCE – AGENT OF RECORD

County Attorney Novak gave an update on the Agent of Record contract with Todd Torgerson, stating the new contract will be placed in the next Consent Agenda for Board approval.

RESOLUTION #2012-01 – GULF COAST WORKFORCE BOARD

County Attorney Novak discussed a proposed resolution for Gulf Coast Workforce Board. Gary Ross of the Gulf Coast Workforce Board appeared before the Board and requested support of the proposed resolution regarding legislation that will fundamentally change the Board's relationship with the Regional Workforce Boards. This legislation will completely change the current system, advised Mr. Ross, stating the Regional Workforce Board Chair (Gary Ross) and the Executive Director (Kim Bodine) would begin serving at the approval and pleasure of the Governor. Mr. Ross explained that local elected officials are fiscally responsible while the State will have control of what's going on with the Workforce Board if this passes. Chairman Williams reported he was appointed to the State Workforce Board and this is one of the first issues addressed. Chairman Williams recommended this Board support the resolution and continue efforts in Tallahassee. Commissioner Yeager stated all sixty-seven (67) are considering a supporting resolution. County Attorney Novak noted he reviewed the resolution as to form then read the proposed resolution by title for the Board's consideration. Commissioner Yeager motioned to adopt the proposed resolution. Commissioner Smiley seconded the motion, and it passed unanimously as follows:

RESOLUTION NO. 2012-01

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA, REQUESTING SUPPORT FOR CONTINUED LOCAL CONTROL OF REGIONAL WORKFORCE BOARDS IN THE STATE OF FLORIDA; WITHDRAWAL OF PROPOSALS WHICH WEAKEN LOCAL CONTROL; SUPPORT OF ALTERNATIVE PROPOSALS FOR REGIONAL WORKFORCE BOARD TRANSPARENCY AND ACCOUNTABILITY, TRANSMITTAL OF THE DOCUMENT TO VARIOUS STATE ELECTED OFFICIALS, ADMINISTRATORS, ASSOCIATIONS AND REGIONAL WORKFORCE BOARDS.

WHEREAS, in 1998 Congress passed the Workforce Investment Act (WIA) to maximize federally funded job training programs and to create a comprehensive workforce investment system. The intended system was to be customer focused and to allow Americans to access the tools they needed to manage their careers through

information, high quality services and to help U.S. companies find the skilled workers necessary to compete in a global society; and

WHEREAS, the Workforce Investment Act (WIA) Pub. L. No. 105-220 SEC. 117 provides that the chief elected official in a local area is authorized to appoint members of the local board in accordance with state criteria and others as determined appropriate and that the local board shall elect a chairperson from among its representatives and that the governor may decertify a local board for cause; and

WHEREAS, the workforce system is designed for the Federal, State and local partners to work together. Local workforce investment boards, in partnership with local elected officials, plan and oversee the local system while the state level workforce investment board provides statewide policy, guidance and interpretations. Local governments through local Boards of County Commissioners provide local control for the workforce system so that talent supply, job creation, and other services important to local citizens are determined by local decision-making; and

WHEREAS, the Gulf County Board of County Commissioners has an approved Memorandum of Understanding with the Gulf Coast Workforce Development Board, Inc. locally known as the Gulf Coast Workforce Board, which sets out Bay, Gulf and Franklin counties' local control for public workforce services, job training, economic development related activities as specified in Workforce Investment Act of 1998 (CFR 661.300). The Memorandum of Understanding addresses local accountability, appointment of Board Members, Fiscal Agent designation, Planning, Youth Council, Career center Operators, Performance Measures and other roles and responsibilities; and

WHEREAS, there are proposed revisions to Florida Statutes, which if approved will reduce local control of the workforce investment system and adversely impact local citizens, and business customers. Proposed revisions which **reduce** local control include:

- Current locally selected and approved Chair-persons for Workforce Boards would be approved by the Governor and serve at his pleasure.
- Currently locally hired and approved Workforce Board Presidents/Executive Directors/CEO's would also be approved by the Governor and serve at his pleasure.
- Locally approved Workforce Board members could be removed for cause by the Governor, usurping and local control processes or policy currently in place and casting a negative light on all Board members.
- Local governance of Workforce Boards would be negatively impacted by a cap on membership established by the State of Florida. This could negatively impact

local ability to use skills and experience of local business owners who currently make up a majority of the Boards.

- Local Workforce Board annual budgeting process would require State review after approval by the Local Elected Officials possibly reducing local decision making.
- Requires the State Workforce Investment Board (WFI) evaluate the means to establish a “state-wide workforce system brand”; and

WHEREAS, the Gulf Coast Workforce Board and many other boards around the State feel that the current local governance is essential and that the above listed proposals will serve to allow the State to control more from Tallahassee while leaving all liability with the local level, reduces local board leadership, diminishes business/entrepreneurial board participation, leads to unnecessary branding expenditures and interferes with established proven agreements with local Boards of County Commissioners for local control of budget and audits; and

WHEREAS, Gulf County does not support any proposals which weaken local control of the Regional Workforce Board’s and believes that accountability and transparency are essential to good governance.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA:

SECTION 1. The Board of County Commissioners of Gulf County hereby requests that the current proposals contained in PCB BCAS 12-01 be withdrawn as they do not support local governance provisions of the Workforce Investment Act and requests consideration of the following:

ALTERNATIVE PROPOSAL FOR REGIONAL WORKFORCE BOARD TRANSPARENCY & ACCOUNTABILITY:

- A. All Local Elected Officials (LEO) will have a written agreement with their Regional Workforce Board (RWB) which will at minimum contain:
1. LEO delegation of fiscal and grant recipient function outlined in LEO agreement
 2. LEO acknowledgment of annual budget and U.S. Department of Labor/Workforce Florida, Inc. required plan
 3. LEO appointment of a designee or member to serve as a member of the RWB and/or meeting with RWB Chair and Director quarterly, at a minimum, to review administrative, finance, and program performance

4. LEO process to appoint and remove RWB members for cause
 5. Address disallowed cost liability through training between the GCWB and its Counties as well as providing training to the Florida Association of Counties
- B. All LEO's and RWB's will jointly establish and maintain a special RWB Audit Review Committee that will at a minimum:
1. Review annual audit reports of the RWB
 2. Review annual monitoring reports of the RWB

SECTION 2. The County Manager is hereby directed to forward a copy of this resolution to the Honorable Governor Rick Scott, State Senate President Mike Haridopolos, and Speaker of the House, Representative Dean Cannon, the Gulf County Legislative Delegation and the Regional Workforce Board Chair-Persons.

SECTION 3. The County Manager is also hereby directed to forward a copy of this resolution to the Florida Association of Counties, Florida Workforce Development Association, the Chairman and Executive Director of Workforce Florida, Inc.

DONE, ORDERED AND ADOPTED, in regular session, this 10th day of January, 2012.

(End)

LIGHTING – 7008 WEST HIGHWAY 98/BAILEY'S CRAB SHACK

Chief Administrator Butler reported on a request he received for lighting to be placed on the original sign post at 7008 West Highway 98 at St. Joe Beach, stating a sign company previously acquired a permit to put a sign in place, but failed to note on the site plan that there was already a sign in place. Mr. Butler stated this request is contrary to County regulations. Upon inquiry by Chairman Williams, Building Official Collinsworth appeared before the Board and reported that false information had been provided to the Building Department, noting a sign was pre-existing (face has been removed but posts are still there) and in his opinion he didn't know if the Board could deny it. Mr. Collinsworth stated because there is a sign moratorium in place, the Board would have to vote to allow this request. Chairman Williams suggested the Board make an exception and support this business. Commissioner Yeager motioned to allow the sign

to be placed at this location. Commissioner Smiley seconded the motion, and it passed unanimously.

SIGN ORDINANCE

Upon inquiry by Commissioner Yeager concerning the progress of the sign ordinance, County Attorney Novak reported the committee should have a meeting toward the end of the month concerning this issue.

MEDIACOM – BOARD MEETINGS

Chief Administrator Butler referenced a letter the Board sent to Mediacom in October 2011 concerning the broadcast issues of Board meetings on the North end of the County, noting they have not responded to the letter or his telephone calls. Mr. Butler reported he has had a conversation with Troy White who states he has the capability of getting this going in the North end of the County, and requested permission to negotiate with Troy White for this service. Upon inquiry by Chairman Williams concerning franchise infringements on the existing agreement with Mediacom, and whether an RFP is needed for this process, County Attorney Novak reported he cannot advise the Board concerning a franchise infringement without first reviewing the agreement, and advised the Board there absolutely needs to be an RFP for this service; recommending they table the matter. Chairman Williams recommended approval with two (2) caveats; attorney review of the contract for franchise infringements, then begin the RFP process. Commissioner McLemore motioned to approve the Chairman's recommendation. Commissioner McDaniel seconded the motion. Commissioner McDaniel agreed the Board needs to take a strong look at getting a modern process. Assistant Administrator Hammond advised the Board that franchise fees are no longer paid to the County. Chairman Williams mentioned the ongoing litigation with local T.V. stations with Mediacom. The motion then passed unanimously.

BEACH MICE – PERMITTING

Chief Administrator Butler discussed the Habitat Conservation Plan concerning beach mice, stating there is an issue at Cape San Blas whereby the U.S. Fish & Wildlife states you cannot build until a beach mice permit is obtained. Mr. Butler stated the County attempted to alleviate this to some degree by striving to create a Habitat Conservation Plan for the coastal areas; noting the County paid \$15,000.00 eight (8) years ago and it still has not been approved by F.W.C. He noted he has the information from F.W.C. stating what is needed and outlined the estimated cost of the plan. Mr. Butler informed the Board he has a proposed agreement that will be submitted to County Attorney Novak for review. He addressed past promises, the financial elements, and possible ramifications for not having a plan. Commissioner Yeager stated this has been an issue for several years; noting the County did not have the money. Commissioner Yeager

informed the Board the Division of Habitat stated they would have a grant, with no cost to the County, but when the agreement came in they want the County to provide \$74,125.00 (toward the total estimated cost of \$400,000.00). Commissioner Yeager requested permission for he and Chief Administrator Butler to continue to work on this issue and report back to the Board. The Board had no objection.

INVENTORY - ST. JOE BEACH FIRE DEPARTMENT – WATER RESCUE BOAT ENGINE

Chief Administrator Butler reported St. Joe Beach Fire Department has a fairly new water rescue boat that had to have an engine replacement, and requested permission to declare the old engine surplus and either transfer it to another department that may be able to use it, or put it on the market to sell. Commissioner McLemore motioned to approve Mr. Butler's request. Commissioner Yeager seconded the motion, and it passed unanimously.

HEALTH SAVINGS ACCOUNT – CONTRIBUTIONS

Chief Administrator Butler addressed H.S.A. contributions fronted to employees in October for the first quarter, and again in December the Board agreed to front the second quarter (January-March). He noted there has been an outcry from employees to front the remaining quarters through September 2012. Chief Administration Butler advised the Board should they front the contributions through September, in October only make H.S.A. contributions monthly due to potential employee separation. Upon inquiry by Commissioner McLemore concerning what employees were promised during open enrollment, Deputy Administrator Lanier confirmed it was discussed with the employees during the open enrollment period but she did not find where the Board actually approved it. Upon inquiry by Commissioner McLemore concerning whether this is a budgeted item, Chief Administrator Butler stated it is revenue neutral as long as nothing happens. Assistant Administrator Hammond reported he, as an Insurance Committee member, suggested recommending to the Board to pre-fund H.S.A. contributions as an enticement for employees to change to the H.S.A., but it was never presented to the Board to vote on after learning it could possibly be taxable to the employee. Discussion continued. Commissioner Yeager motioned to up front the H.S.A. for January through September 2012 and start on a monthly basis beginning in October. Commissioner McLemore seconded the motion, and it passed unanimously.

MUNIS

Chief Administrator Butler discussed his displeasure with Munis, stating it is an antiquated, old, and hard to get along with system they are trying to work with, and suggested during the budget try to figure out how to get where they need to be. He stated he felt there were better and more user friendly systems available. Chairman

Williams stated he has been trying to get the work order system in place for seven years and recommended putting this matter before the budget committee and abandon the efforts with Munis. Commissioner McLemore mentioned the County spent \$60,000.00 on a system that no one knows how to use. Commissioner Yeager suggested Chief Administrator Butler and I.T. Director Barfield work on this issue and bring a recommendation back to the Board; possibly doing an RFP or RFQ so the budget committee will have something to work off of. Clerk Norris reported the financial program belongs to the Clerk's Office and at the request of County Departments she allowed them to use the system to bring up reports. She reported there are some issues and no program is perfect, stating that she disagrees with the system being antiquated, noting some of the programs attributes. Clerk Norris reported the work order system has been working but has not been utilized; stating the Clerks Office got this up and running for the County and it is working. Clerk Norris noted you have to use the system to make it work. Chairman Williams recommended Chief Administrator Butler, Commissioner Yeager and I.T. Director Barfield work together and bring a recommendation back to the Board's next meeting. Chief Administrator Butler advised the Board this will not be cheap.

BEARS

Sheriff Nugent reported there continues to be a problem with the bears in St. Joe, stating he made contact with Stan Kirkland of F.W.C. and they are going to attend the next St. Joe Beach meeting a speak to the residents.

CRIMESTOPPERS

Sheriff Nugent reported he will be meeting with School Superintendent Jim Norton and Crimestoppers in regards to incorporating Crimestoppers in the schools.

CONTRACT - STATECRAFT, LLC

County Attorney Novak discussed the Board previously approved several event recommendations of the T.D.C. with regards to contracted events, stating there is a request from the vendor Statecraft, LLC to approve the event budgets. Chairman Williams stated the Board will discuss this matter at the end of the meeting with the other T.D.C. issues.

BID #1112-02 – SALE OF HOUSE - WHITE CITY FIRE DEPARTMENT

Assistant Administrator Hammond reported that the White City Fire Department voted to accept a minimum bid of \$5,000.00, stating only one bid was submitted and requested permission to negotiate up with the bidder up to the \$5,000.00, or keep the building for storage. Commissioner Yeager motioned to approve this request. Commissioner Smiley seconded the motion, and it passed unanimously.

HEALTH SAVINGS ACCOUNT CONTRIBUTIONS

Assistant Administrator Hammond requested permission for him and Deputy Administrator Lowry to draft a form for the employees to sign concerning the H.S.A. contributions, agreeing to pay the County back for advanced funds if they terminated employment with the County. The Board had no objections.

FIRE DEPARTMENTS-FIRE COORDINATOR POSITION

Commissioner McLemore reported he had several people contact him concerning the County hiring a Fire Department Coordinator for all the fire departments. Commissioner McLemore motioned to advertise to hire a part-time Fire Department Coordinator for the County, to be paid from fire tax. Commissioner Yeager seconded the motion. Upon inquiry by Chairman Williams concerning a part-time or contractual arrangement, Commissioner McLemore clarified his intent was to advertise for a part-time coordinator, holding the proper fire training credentials. Commissioner Yeager reported after discussion with various fire departments, he agrees there is a need to help with purchasing and training, noting it will grow into a full time position that will be paid from fire taxes. Commissioner McDaniel agreed with standardizing the process which will save money, noting this excludes the municipalities. Chairman Williams discussed training and recruitment benefits. The motion then passed unanimously.

THE PORT AUTHORITY

Upon inquiry by Commissioner McLemore concerning The Port Authority turning down 200-500 jobs, E.D.C./Chamber Director Sellers appeared before the Board and reported to his knowledge no one has turned down any jobs in the three months he has been here. Commissioner McLemore discussed the potential of a company putting people to work this past December. Commissioner Yeager stated there are discussions in the works and hopes they can make an announcement in the near future. Chairman Williams stated if a Commissioner requests an individual to attend a meeting to speak, then the individual should attend the meeting and encouraged better communications. Commissioner McLemore read a portion of the email from Port Authority Director Tommy Pitts concerning this issue. Commissioner Yeager noted there have been furloughs imposed at The Port Authority. E.D.C./Chamber Director Sellers commented that he is working very closely with The Port Authority and guaranteed there will be many jobs at The Port in the future. Commissioner McDaniel thanked Mr. Sellers and discussed his vote to give The Port a \$200,000.00 loan. Freddie Whitfield appeared before the Board and noted this Board voted to give The Port Authority \$200,000.00 several months back and although he felt it was a bad decision, now is not the time to bail, lest it all be lost.

DISTRICT 1

Commissioner McLemore announced his intent to seek re-election for Commissioner of District 1.

THE PORT AUTHORITY

Commissioner Smiley discussed the Board voted to give the \$200,000.00 to The Port Authority and he has not been getting good feedback on The Port Authority.

ABANDONED HOUSE – WHITE CITY

Commissioner Yeager reported he received a request from Donnie Young concerning the old Marion Hough house located in White City that needs to be torn down. Chairman Williams reported this house is a public safety risk and requested to meet with Chief Administrator Butler and County Attorney Novak concerning policy on this issue. The Board had no objection.

ODENA BOAT LANDING

Commissioner Yeager reported the lease has been secured for the Odena Boat Landing, and requested permission to look at the availability of boating improvement funds for possible docks. The Board had no objection.

DISTRICT 5

Commissioner Yeager announced his intent to seek re-election for Commissioner of District 5, thanking his district for the opportunity to serve.

IOLA LANDING ROAD

Commissioner McDaniel discussed the road paving project on the Iola Landing Road, stating there is a ninety (90) degree curve on this road, with no stripping or signs. He reported Assistant Public Works Director Jake Lewis checked the area, stating the County through Public Works can install signs, but stated there has to be some stripping on this road. Commissioner Yeager asked whether a cost estimate for stripping had been done. Chief Administrator Butler reported he will check on the road paving bond on this issue, noting an estimate of approximately \$30,000.00 was obtained. Commissioner Yeager reported there are funds available in the Secondary Road & Bridge Fund, stating if this is a safety issue it needs to be taken care of. Commissioner McLemore stated the County needs to look at the cost before proceeding. Chairman Williams recommended reviewing the bond and getting estimates on the cost and report back to the Board at the next meeting. Assistant Administrator Hammond stated the County could make a request to the Water Management District since this was a Water Management grant. He noted three (3) days following the certification of the road, it

flooded and no one wanted to take responsibility for it. Commissioners also noted the serious safety issues pertaining to stripping on County Road 386.

COMMISSIONER COMMITTEE AND TASK ASSIGNMENTS

Chairman Williams reported this Board has been on a solid course over the last few years, stating 40% of the budget has been cut. He noted the biggest issue he will drive is the strategic development of our economic components in bringing all resources together so that more strategies can be implemented. Chairman Williams made the following committee oversight appointments.

Commissioner Yeager - continue as the Boards T.D.C. Representative, Transportation, and Intergovernmental Liaison such as, The Port Authority, Municipalities, Constitutional Officers, etc.; Commissioner McDaniel - Budget Committee, E.M.S., and Fire Departments; Commissioner Smiley - S.H.I.P., the C.D.C., county land bank, affordable housing and weatherization, and assist the Chair with leadership and training of youth through the Bridge program in collaboration with School Superintendent Jim Norton; Commissioner McLemore - Parks & Recreation; Chairman Williams - take the role of working with the Florida Association of Counties, the Economic Development and Chamber of Commerce, and Workforce.

WINDMARK BEACH-NO TRESPASSING SIGNS

Chairman Williams stated Burg Property Management is the group managing Windmark Beach, noting recently No Trespassing signs have been placed in Phase I, stating this is a violation of the D.R.I. and requested permission to send a letter to Burg Property Management to remove the signs within 10 days. Commissioner Yeager motioned to approve this request. Commissioner McLemore seconded the motion, and it passed unanimously.

COMMISSIONER COMMITTEE AND TASK ASSIGNMENTS

Chairman Williams made additional committee oversight appointments to Commissioner McLemore as follows: Landfill, Capital Improvement Schedule, and Growth Management strategies.

MEXICO BEACH ARTIFICIAL REEF ASSOCIATION-ALCOHOL

Chairman Williams reported that Mexico Beach is having the Artificial Reef Association Captains Meeting and requested permission to have the meeting at the Beacon Hill Park. He stated in reserving this park and allowing their request to sell alcohol, it would have to fall under the T.D.C. according to Board policy and requested Deputy Administrator Lanier, if the Board had no objection, contact Mr. Childs concerning this matter to work out the details with T.D.C. Director Kerigan. Upon inquiry by

Commissioner Yeager, Chairman Williams stated it would be a one (1) night event. Commissioner McLemore motioned to approve this request. Commissioner Smiley seconded the motion, and it passed unanimously.

SACRED HEART HOSPITAL ON THE GULF

Chairman Williams invited everyone to attend the grand opening of the new Women's Clinic Wednesday, January 11th at 10:30 a.m., E.T. at Sacred Heart Hospital. Chairman Williams commended former Congressman Allen Boyd for securing \$200,000.00 toward the purchase of a digital mammography for the facility.

CHAMBER OF COMMERCE

Bobby Pickels, of the Chamber of Commerce President appeared before the Board and gave a summary report of the past quarter (October-December 2011) for the Chamber of Commerce. Commissioner Yeager thanked Mr. Pickels. He noted the Chamber of Commerce gained 60 businesses over the past year.

T.D.C. INVOICES – CONSENT AGENDA:

COAST2COAST PRINTING & PROMOTIONS INVOICE #7139

Commissioner McDaniel discussed item #5 (pages 20-22), which was pulled from the Consent Agenda, inquiring if this was advertised for bids. Chairman Williams reported this followed the proper protocol, stating it was advertised to receive RFP's and awarded to Coast2Coast Printing (bid #1112-01). Commissioner McDaniel motioned to approve item #5 (page 20) which was pulled from the Consent Agenda in the amount of \$31,895.00. Commissioner Yeager seconded the motion, and it passed unanimously. It was noted that pages 21-22 are T.D.C. minutes provided as backup documentation only.

FROM THE HEART MUSIC HOUR INVOICE #71

Chairman Williams discussed item #5 (pages 26-28) which was pulled from the Consent Agenda, stating this is not an event, it is an event planner with no proposed contract or scope of work. Upon inquiry by Chairman Williams, T.D.C. Director confirmed that Rick Ott's company, From The Heart Music Hour, is a for-profit organization. County Attorney Novak advised the Board there needs to be a contract between the County and From The Heart Music Hour. Commissioner McDaniel motioned to table item #5 (pages 26-28). Commissioner Yeager seconded the motion, and it passed unanimously. County Attorney Novak reported the services provided by Rick Ott are going to be services provided to the County through T.D.C. and will need a scope of work, hold harmless, insurance, etc. He noted the services and event classified as a special event to be paid with B.P. funds. County Attorney Novak further recommended to pay directly

to the provider/vendor (entertainer and advertisement), not passing through Mr. Ott, then on to the artist. Chairman Williams asked T.D.C. Director Kerigan to get a scope of work from Mr. Ott, with specific deliverables. Commissioner Yeager recommended Mr. Kerigan provide to the Board members a summary of the each event and what the expectations are instead of just placing an invoice in the consent agenda.

NICK HONACHEFSKY INVOICE

Upon inquiry by Chairman Williams concerning item #5 (page 29) pulled from the Consent Agenda, T.D.C. Director Kerigan explained a writer came down and did a saltwater fishing article feature in the 2012 Gulf County Visitor Guide. Commissioner McDaniel motioned to approve item #5 (page 29) which was pulled from the Consent Agenda (\$316.40). Commissioner Yeager seconded the motion, and it passed unanimously.

RAMSEY'S PRINTING AND OFFICE PRODUCTS INVOICE #042285

Chairman Williams discussed item #5 (page 30 - \$93.90) which was pulled from the Consent Agenda. Commissioner McDaniel motioned to approve payment of item #5 (page 30). Commissioner Yeager seconded the motion, and it passed unanimously.

T.D.C. CONSENT AGENDA ITEMS SUMMARY

Chairman Williams discussed item #6 on pages 31-32 (summary spreadsheet of T.D.C. items to be approved) which was pulled from the Consent Agenda, stating all the invoices are not on the spreadsheet provided by T.D.C. T.D.C. Director Kerigan stated there were some clerical issues due to computer problems and apologized for the missing items and errors. Commissioner McDaniel motioned to approve item #6 (pages 31-32). Commissioner Smiley seconded the motion, and it passed unanimously, as follows:

Marketing:

Kerigan Marketing Associates:

\$7,361.00 - #6151 – FL Travel & Lifestyles, Georgia Press, Horizon Travel & Atlanta magazine

\$359.00 - #6161 - Web hosting/domain registrations

Grants:

Chamber of Commerce:

\$1,411.13 - Ghosts on the Coast

\$4,500.00 – Scallop Festival grant – invoice #11-089

Sponsorships:

St. Joseph's Bay Country Club:

\$4,000.00 – Camp Gordon Johnston Silent Auction & Golf Tournament

Proposed:

Kerigan Marketing Associates:

\$300.00 + net – Homeschoolers Guide

\$1,700.00 + net – Points North magazine

Sacred Heart Hospital:

Up to \$1000.00 – Health Expo – Panama City Beach

Zach Childs:

\$1,500.00 – Ling Ding Fishing Tournament

B.P. – Other Invoices:

Ramsey's Printing and Office \$262.00 – invoice #042369

New Years trolley magnets

Pyro Shows – contract - \$4,800.00

Fireworks – New Years Eve

Chamber of Commerce - \$20,000.00 – invoice #11-058

Scallop & Music Festival

KERIGAN MARKETING ASSOCIATES INVOICES/ADVERTISE FOR R.F.P.

Chairman Williams discussed item #6 (pages 33-34) which were pulled from the Consent Agenda, stating there was a bid awarded but a contract was never executed; noting the \$115,000.00 outlined in the bid has been exceeded. County Attorney Novak encouraged the Board, recognizing that Kerigan Marketing and Associates is the marketing firm for tourism in the County, to make a recommendation to the T.D.C. Director and T.D.C. Board either to execute the contract that was awarded through bid, or authorize the issuance of an R.F.P. for a marketing consultant. Mr. Novak stated the limbo in between the two is not going to serve the T.D.C.'s purpose or the Commissions. Chairman Williams expressed concerns with the legality of continuing to pay this vendor without a contract and recommended advertising for R.F.P.'s. County Attorney Novak noted the need to immediately address the payment of these invoices, noting the T.D.C. Director has been acting under the direction of the T.D.C., under an approved budget. Discussion continued. Commissioner Yeager motioned to approve this recommendation and advertise for R.F.P.'s for marketing services. Commissioner McDaniel seconded the motion for discussion. Discussion continued concerning the content and terms of a contract. Commissioner Yeager requested Chief Administrator

Butler and County Attorney Novak to properly write the contract. Following further discussion, the motion then passed unanimously.

Commissioner Yeager stated the services have been provided and motioned to approve the invoices outlined in item #6 (pages 33-34). Chairman Williams stated we cannot operate business like this (without a contract) and asked the Attorney to move as fast as possible. Jeremy discussed the budget from bed taxes and additional funding sources (B.P. allocation). Commissioner Yeager restated his motion to pay these invoices, based on past history. Commissioner Smiley seconded the motion, and it passed 3 to 2, with Chairman Williams and Commissioner McDaniel opposing.

GULF COUNTY CHAMBER OF COMMERCE/GHOST ON THE COAST

Upon inquiry by Chairman Williams concerning item #6 (page 35) which was pulled from the Consent Agenda, T.D.C. Director Kerigan reported this invoice was presented by the Chamber of Commerce for the Ghost on the Coast Event (\$1,411.13), noting the attachment was missing. At T.D.C. Director Kerigan's recommendation, Commissioner Yeager motioned to table item #6 (page 35) until detail on the event can be provided. Commissioner McDaniel seconded the motion, and it passed unanimously.

MULTIPLE INVOICE PAGES 36-41/ITEM #6 CONSENT AGENDA

Upon inquiry by Chairman Williams concerning item #6 (pages 36-41) which were pulled from the Consent Agenda, Chamber President Bobby Pickels appeared before the Board and reported the \$4,500.00 were reimbursable under the marketing grant received from T.D.C. for this particular event, noting the Chamber spent in great excess of that amount. T.D.C. Director Kerigan reported the \$4,500.00 was for a grant award during the normal yearly grant process, stating that the additional \$20,000.00 was for additional funds granted through B.P. to enhance events already planned. T.D.C. Director Kerigan stated he would prepare a cover page for these type reimbursements that will better explain them. Upon inquiry by Commissioner McDaniel concerning purchasing pictures from Dana Farmer, T.D.C. Director Kerigan reported they did not purchase the pictures. Commissioner McDaniel motioned to approve item #6 (pages 36-41) which were pulled from the Consent Agenda (Chamber of Commerce invoice #11-089 \$4,500.00-Scallop Festival grant, St. Joseph's Bay Country Club, Inc. \$4,000.00 for the Camp Gordon Johnston WWII Museum Silent Auction and Golf Tournament, Ramsey's Printing and Office Products invoice #042369 for \$262.00, and Chamber of Commerce invoice #11-058 \$20,000.00 for Scallop Festival Entertainment expenses). Commissioner Yeager seconded the motion. Commissioner McDaniel expressed concerns with the process. The motion then passed 5-0.

STATECRAFT, LLC

County Attorney Novak again noted the approval of special events as contracted through Statecraft, LLC, as recommended by the T.D.C. Attorney Novak reported the budget amounts for Statecraft, LLC, as presented, need to be approved by the Commission for the funds to be expended on the upcoming events. Commissioner Yeager motioned to approve the budgeted amounts for Statecraft, LLC for upcoming events. Commissioner Smiley seconded the motion, and it passed unanimously (4-0), with Chairman Williams abstaining due to a social relationship (girlfriend) with the vendor.

T.D.C. FUNDS/MARKETING

County Attorney Novak suggested T.D.C. Director Kerigan request direction from this Board for the process or approval on future Kerigan Marketing invoices. Chairman Williams stated from his perspective he would like to freeze because this will be an ongoing issue. T. D. C. Director Kerigan stated he would not engage in anything new, but anything that has already been contracted or perceived as that, they would continue as those payments come through, whether a publication running monthly or quarterly, have the ability to pay. He further explained that going forward they will not contract with Kerigan Marketing but asked Board direction on whether they could conduct business with publications. Chairman Williams asked for the amount of outstanding invoices from Kerigan Marketing and Associates. T.D.C. Director Kerigan said he would report back to the Board on that, but estimated it to be around \$10,000.00. Chairman Williams suggested publications bill or invoice the T.D.C. directly. Commissioner Yeager stated he is all for freezing until a new R.F.P. is done, but noted the need to pay all the bills already committed to. Commissioner McDaniel motioned to freeze the funds on all new expenditures for marketing. Commissioner McLemore seconded the motion, and it passed unanimously. Chairman Williams directed Mr. Kerigan to get the dollar amount for existing obligations to Chief Administrator Butler and County Attorney Novak by tomorrow morning. To clarify, T.D.C. Director Kerigan asked if he had an opportunity with advertising, if he could negotiate directly with them, bringing that to the T.D.C. Board, then to this Board for approval. Chairman Williams confirmed he had the latitude to do that as long as he followed the regular procedures.

BEACH MICE PERMITS

Patricia Hardman appeared before the Board and stated that U.S. Fish and Wildlife does not want anything living on Cape San Blas except animals and noted there has never been a St. Andrews mouse found on the Cape, only tracks they believe to be from beach mice. She stated that U.S. Fish and Wildlife are creating huge cost to builders, homeowners, and the County for something they think might exist.

COASTAL COMMUNITY HOMEOWNERS ASSOCIATION

Patricia Hardman reported that Coastal Community Homeowners Association is having their semi-annual town meeting on January 28th at 10:00 a.m. at the Country Club and invited everyone to attend.

LEGISLATURE/AIRBOATS

Patricia Hardman discussed proposed legislation (SB 958 and HB 773) that relates to airboats, stating this will take away home rule in relation to ordinances. She explained the rule overrides local ordinances on use of airboats and requested this Commission not support these bills. Ms. Hardman read a proposed letter in opposition of these bills.

THE PORT AUTHORITY

Christy McElroy appeared before the Board and stated she feels The Port will be the jewel in the crown for two (2) reasons: 1) The owner of Marine Transportation advised her that The Port in Gulf County is the deepest, natural port in the United States, and 2) the access and the rise of the Highland View Bridge. She noted two (2) things that can cost a community so much money in establishing a well working Port is already there; the infrastructure, and the ability to move in and out. Upon inquiry by Ms. McElroy concerning the meetings of The Port Authority, Commissioner Yeager reported they hold special meetings and post notice on the doors. Commissioner Yeager directed Ms. McElroy to call Nadine Lee at The Port Authority at 850-229-5240. Ms. McElroy inquired whether public notice meetings could be advertised in the newspaper. E.D.C./Chamber Director reported the next meeting will be Thursday at 10:00 a.m. at the Rish Gibson Law Firm.

CONSENT AGENDA

Upon inquiry by Commissioner McDaniel concerning the delay of posting the Consent Agenda to the internet (county website), Clerk Norris reported this is posted by Deputy Administrator Lanier. Deputy Administrator Lanier apologized for not getting it posted timely.

There being no further business, and upon motion by Commissioner Smiley, the meeting did then adjourn at 8:51 p.m., E.T.

WILLIAM C. WILLIAMS, III
CHAIRMAN

ATTEST:
REBECCA L. NORRIS
CLERK